

Issued August 21, 1912.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1561.

(Given pursuant to section 4 of the Food and Drugs Act.)

MISBRANDING OF VANILLA BEAN SUGAR.

On March 18, 1911, the United States Attorney for the Eastern District of New York, acting upon a report by the Secretary of Agriculture, filed in the Circuit Court of the United States for said district an information against the Rex Extract Co., a corporation, Brooklyn, N. Y. alleging shipment by it, in violation of the Food and Drugs Act, on or about July 7, 1910, from the State of New York into the State of Massachusetts of a consignment of one case containing 12 cans of vanilla bean sugar which was misbranded. Each can of the product was labeled: "1 lb. Vanilla Bean Sugar. 50% bean. 50% Sugar. Rex Extract Company. Lion Brand. Highly concentrated flavorings for manufacturers use—New York. Guaranteed under the Pure Food and Drugs Act June 30th 1906. Serial No. 2566."

Analysis of a sample of the product by the Bureau of Chemistry of this Department showed the following results: Contents of can, 1.006 pounds; sucrose, 60.97 per cent; coumarin, none; vanillin, 0.32 per cent. Misbranding was alleged in the information for the reason that the label on the product bore statements, designs, and devices regarding it and the ingredients and substances contained therein which were false and misleading in that the label contained a statement that the product contained 50 per cent bean and 50 per cent sugar, whereas in truth and in fact it contained only 40 per cent bean.

On January 29, 1912, the defendant company entered a plea of guilty to the information and the court imposed a fine of \$10.

W. M. HAYS,

Acting Secretary of Agriculture.

WASHINGTON, D. C., *June 4, 1912.*

